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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/720,247 Confirmation No.: 4366
Applicant(s) : Daniel E. Resasco
Filed : 11/24/2003
TC/Au : 1754
Examiner : Hendrickson, Stuart L.
Title : METHOD AND CATALYST FOR PRODUCING
SINGLE-WALLED CARBON NANOTUBES
Docket No. : 7356.005
Customer No. : 30589

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(b)

Sir:

I, Christopher W. Corbett, Ph.D., having a mailing address of Dunlap, Coddling & Rogers, P.C., P.O. Box 16370, Oklahoma City, OK 73113, in the County of Oklahoma and the State of Oklahoma, represent that I am agent of record for Petitioner/Assignee, The Board of Regents of The University of Oklahoma, Norman, Oklahoma 73019, and has the authority to sign this document on behalf of Petitioner/Assignee.

04/24/2007 HLE333 00000064 10720247

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The Board of Regents of the University of Oklahoma owns one hundred percent (100%) of the right, title and interest in and to (1) U.S. Patent No. 6,994,907, issued on February 7, 2006, assignment recorded on December 3, 1999, Reel/Frame 10413/730-739.

The Board of Regents of the University of Oklahoma owns one hundred percent (100%) of the right, title and interest in and to the above-identified patent application, U.S. Serial No. 10/270,247, filed November 24, 2003, assignment recorded on March 12, 2004, on Reel/Frames 015095/0695.

The assignment documents relating to U.S. Patent No. 6,994,907 and the above-identified application, U.S. Serial No. 10/720,247, have been reviewed and certified by Petitioner/Assignee and, to the best of Petitioner/Assignee's knowledge and belief, title is in the Petitioner/Assignee seeking to take this action.

Your petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U. S. C. §§ 154-156 and 173, and of the term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,994,907 as presently shortened by any terminal disclaimers filed prior to the grants of any patents granted on pending applications.

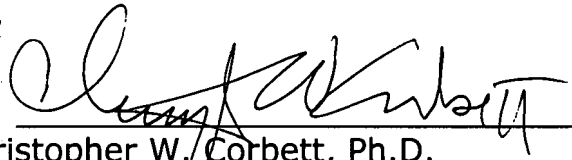
Petitioner further agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U. S. Patent No. 6,994,907.

This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the earlier of the term defined in 35 U.S.C. §§ 154-156 and 173, and of the term as presently shortened by any terminal disclaimer of said U.S. Patent No. 6,994,907 and of the terms of any patents granted on applications, as shortened by any terminal disclaimers filed prior to the patent grants, in the event that said U.S. Patent No. 6,994,907 later: (1) expire for failure to pay a maintenance fee; (2) are held unenforceable or are found invalid by a court of competent jurisdiction; (3) are statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321; (4) have all claims canceled by a reexamination certificate; (5) are reissued; or (6) are otherwise not deemed to provide the rights conveyed by 35 U.S.C. §§ 154-156 and 173

prior to the expiration of the full statutory term(s) as presently shortened by any terminal disclaimer(s), except for the separation of legal title stated above.

4/23/07
(Date)

By: 
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[X] Terminal disclaimer fee under 37 CFR 1.20(d) included.